

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
BRYSON CITY DIVISION

UNITED STATES OF AMERICA
upon the relation and
for the use of the
TENNESSEE VALLEY AUTHORITY
Plaintiff

v.

Civil Action No. 2:05CV214

AN EASEMENT AND RIGHT-OF-WAY
OVER 0.39 ACRE OF LAND, MORE OR
LESS, AND ADDITIONAL RIGHTS
WITH RESPECT TO A PREEXISTING
EASEMENT AND RIGHT-OF-WAY
OVER LAND IN CHEROKEE COUNTY,
NORTH CAROLINA

LYNDA L. ROSS, ET AL.
Defendants

ORDER SETTING CASE FOR TRIAL

The only remaining issue in this action is what amount constitutes just compensation for the taking of an easement and right-of-way over land in Cherokee County, North Carolina.

IT IS, THEREFORE, ORDERED that said issue shall be decided by the Court based on affidavits and/or declarations addressing only that issue and filed herein not later than AUGUST 1, 2006, together with the pleadings and other matters of record in this action.

IT IS FURTHER ORDERED that any party objecting to said issue being decided on that basis shall file such objection on or before **JUNE 30, 2006**.

IT IS FURTHER ORDERED that if any objections are filed, this action will be calendared for trial before the Court without a jury for the term beginning August 11, 2006, at the U.S. Courthouse in Bryson City, North Carolina.

Signed: June 16, 2006

A handwritten signature in dark ink, appearing to read 'L. H. Thornburg', is written over a horizontal line.

Lacy H. Thornburg
United States District Judge

